



~ Agenda ~

Regular Town Board Meeting of August 25, 2015 Southampton, New York

I. Call to Order

6:00 PM Meeting called to order on August 25, 2015 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY.

Attendee Name	Present	Absent	Late	Arrived
Supervisor Anna Throne-Holst	
Councilman Bradley Bender	
Councilwoman Christine Preston Scalera	
Councilwoman Bridget Fleming	
Councilman Stan Glinka	

II. Minutes Approval

1. Regular Town Board Meeting August 11, 2015 1:00 PM
2. Special Town Board Meeting August 13, 2015 11:00 AM

III. Communications

A. Public Notices

1. U.S. Army Corps of Engineers

Permit Application of Chinappi, 328 Dune Road, Westhampton Beach (Village) for the Construction of a 4 feet X 100 feet long Fixed Timber Pier

2. Town of East Hampton

Notice of Public Hearing, "CPF Project Plan Addition - Israelson"

Notice of Public Hearing, "CPF Project Plan Addition - The Nature Conservancy"

3. Town of Riverhead

Notice of Adoption, Chap 108-3 "Definitions; Word Usage"

Notice of Adoption, "Amendment to Procurement Policy"

4. Town of Southold

Notice of Public Hearing, Chap 219 "Shellfish and Other Marine Resources"

5. Village of North Haven

Notice of Adoption, Section 56-3(I) "One Dock Per Upland Parcel"

6. Liquor License Renewals / Applications

Hamptons Ponquogue LLC; HOD, Inc. d/b/a Blue Collar Bar

7. Letters / Petitions / Land Use Applications

Letters / e-mails regarding the following:

The Hills at Southampton MUPDD, East Quogue

Zoning Board of Appeals Applications:

1. 28 Middle Pond Road, Shinnecock Hills
2. Chornoma, 24 Dock Road, Speonk
3. Lertora, 7 Hyler Drive, Hampton Bays

B. Bid Openings**1. Bid Openings - August 2015**

Canoe Place Chapel Restoration (Opened 8/12/15):

1. Carter-Melence, Inc. - \$284,700
2. Murtha Construction - \$288,360
3. Strada Baxter Design Build, LLC - \$458,264.60

Asbestos Abatement at 33 W. Tiana Rd., Hampton Bays (Opened 8/19/15):

1. Boyle Services - \$26,340
2. Microtech Contracting Corp. - \$49,225
3. JHB Environmental, Inc. - \$44,900
4. Unitech Services Group, Inc. - \$28,800

Plumbing Supplies (3rd Notice) (Opened 8/19/15):

1. Ricky's Plumbing - Itemized Pricing

IV. Public Hearings

1. **Public Hearing to Consider Changing the Speed Limit on North Road (CR 39) between Montauk Highway (CR 80), Hampton Bays and Sunrise Highway (SR 27), Shinnecock Hills**

Ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

2. **Public Hearing to Consider Authorizing a Stop Sign on Andreassi Way, also known as SYS Drive, at its Intersection with Major's Path, North Sea**

Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

V. Public Portion

VI. Town Board Resolutions

Town Board Resolution 2015-842

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bradley Bender
Department: Central Purchasing and Contracts Compliance

Authorize Purchases from Suffolk County Contract with National Water Main Cleaning Co.

WHEREAS, National Water Main Cleaning Co. holds the Suffolk County contract for Wastewater-Digital Scanning under contract number WDS-052414, this contract remains in effect until May 24, 2016; and

WHEREAS, when goods procured under a valid County or State contract exceed the mandatory bidding threshold for goods (i.e. \$20,000), a resolution authorizing the purchase must be submitted and approved by the Town Board; and

WHEREAS, per the recommendation of the Superintendent of Highways, funding is required to replace 200 feet of collapsing drainage piping on Old Country Road, Nadine Road, and Montauk Highway in Westhampton, in the vicinity of Beaver Dam; and

WHEREAS, funding for Wastewater-Digital Scanning for the Highway Department shall be Town-Wide Drainage Improvements- Catch Basin G/L# C6-99-C612-00-6234-0000 in an amount not to exceed \$25,000; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the purchase of Wastewater-Digital Scanning under contract number WDS-052414, currently held by National Water Main Cleaning Co. in an amount not to exceed \$25,000 for the year 2015.

Financial Impact:

The source of funding shall be Town-Wide Drainage Improvements- Catch Basin G/L# C6-99-C612-00-6234-0000 in an amount not to exceed \$25,000.

Ü Vote Record - Town Board Resolution RES-2015-842						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-843

Category: Agreements, Contracts, Leases
Sponsors: Supervisor Anna Throne-Holst
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor Sign 2015 Contract with Randolph Mayer, Esq. of Norton Rose Fulbright as Bond Counsel to the Town

WHEREAS, on February 12, 2014, pursuant to 2014-213, the Town of Southampton entered into a contract with Randolph Mayer, Esq. of Norton Rose Fulbright as Bond Counsel to the Town; and

WHEREAS, that contract's term was for one (1) year from the date of execution, with no extensions; and

WHEREAS, the Town Comptroller's Office is happy with the services provided and would like to continue this relationship; now therefore, be it

RESOLVED, that per the request of the Town's Comptroller, the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a new contract with Randolph Mayer, Esq. of Norton Rose Fulbright as Bond Counsel to the Town for a term of one (1) year, retroactive from February 12, 2015 in an amount not to exceed \$35,000; be it

FURTHER RESOLVED, that the Town reserves the right to extend this contract for an additional term of one (1) year, by formal resolution and extension, if doing so is in the best interest of the Town, the amount for the extension shall established for that given year in the resolution, and all prior agreements should be considered null and void; be it

FURTHER RESOLVED, that this agreement shall be prepared by Contracts Compliance and per the Comptroller, no purchase order shall be prepared and no payment will be made without a fully executed contract.

Financial Impact:

The source of funding shall be Town Comptroller Contracts - Other G/L #01-99-1315-01-6400-00000 in an amont not to exceed \$35,000.

Ü Vote Record - Town Board Resolution RES-2015-843						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-844

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bradley Bender
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute a Contract Extension with Chemung Supply Corp. to Provide Snow Plow Parts

WHEREAS, on May 18, 2014, the Town of Southampton entered into a contract with Chemung Supply Corp. to Provide Snow Plow Parts; and

WHEREAS, the contract expired on May 18, 2015, but contains a clause to renew the contract for two (2) additional terms of one (1) year, if doing so is in the best interest of the Town; and

WHEREAS, the Highway Department requests that this contract be extended retroactive from May 18, 2015 to May 18, 2016 for a first contract extension; and

WHEREAS, the amount of this contract shall vary due to necessity but shall not exceed individual budgets allocated for this purpose; now therefore, be it

RESOLVED, that the Town of Southampton hereby authorizes the Supervisor to execute a contract extension with Chemung Supply Corp. to Provide Snow Plow Parts for a term to be retroactive from retroactive from May 18, 2015 to May 18, 2016, the amount of this contract shall be in various amounts due to necessity but shall not exceed individual budgets allocated for this purpose; and be it

FURTHER RESOLVED, that this contract extension shall be prepared by Contracts Compliance and per the Town Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; and be it

FURTHER RESOLVED, the source of funding for this contract shall be various G/L accounts within the Town in amounts not to exceed individual budgets.

Financial Impact:

The source of funding shall be various G/L accounts within the Town in amounts depending upon necessity, not to exceed available budget.

Ü Vote Record - Town Board Resolution RES-2015-844						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-845

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Fleming, Councilman Bender
Department: Central Purchasing and Contracts Compliance

Authorize the Supervisor to Execute an Extension to the Contract with Smart Energy Spray Foam, Inc. for Spray Foam Insulation of Bay Constable Building

WHEREAS, on June 1, 2015, the Town, pursuant to Town Board Resolution 2015-337 entered into a contract with Smart Energy Spray Foam, Inc. for Spray Foam Insulation of Bay Constable Building; and

WHEREAS, the contract's term states that the contract shall be from the date of the Notice to Proceed and the execution of the Contract by the Supervisor until 45 day, or July 15, 2015; and

WHEREAS, the time for completion of this contract was written to be completed in forty five (45) consecutive days from the Town's Notice to Proceed; and

WHEREAS, the Notice to Proceed was never issued and this work has not commenced due to the Town's delay after leaks were discovered; and

WHEREAS, the expiration of this contract or July 15, 2015 has passed and the Town Departments in charge of this project must extend this contract's term for the work to commence and be performed; and

WHEREAS, for clarity, the contracts new term shall read as follows: "The term of this contract shall be retroactive from July 15, 2015 and shall expire December 31, 2015, regardless of the notice to proceed date, unless the Town issues an additional delay in writing to the vendor"; and

WHEREAS, the liquidated damages clause contained within the contract under paragraph 7, of the conditions of contract shall not apply until January 1, 2016; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract extension retroactive from July 15, 2015 and shall expire December 31, 2015, regardless of the notice to proceed date, unless the Town issues an additional delay in writing to the vendor; be it

FURTHER RESOLVED, that this extension shall be prepared by Contracts Compliance in accordance with the information above, this is a no cost time extension.

Financial Impact:

This is a no cost time extension.

Ü Vote Record - Town Board Resolution RES-2015-845						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-846

Category: Agreements, Contracts, Leases
Sponsors: Councilwoman Christine Preston Scalera
Department: Central Purchasing and Contracts Compliance

Award and Authorize Supervisor to Sign Contract with Court Order, Inc. For Outdoor Court Repair & Recoloring

WHEREAS, on July 14, 2015, by Resolution No. 2015-737, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a Second Notice to Bidders bid for Outdoor Court Repair & Recoloring; and

WHEREAS, three (3) bids were received, opened and read aloud on August 5, 2015 for Outdoor Court Repair & Recoloring; and

WHEREAS, the bids were reviewed by the Purchasing Agent and the Superintendent of Parks and Recreation and it has been determined that Court Order, Inc. is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Purchasing Agent and the Superintendent of Parks and Recreation that the contract should be awarded to Court Order, Inc. for Outdoor Court Repair & Recoloring for a total amount not to exceed \$81,150.00; and

WHEREAS, there is not enough funding to complete all repairs requested in the bid, in the 2015 adopted budget there is enough funding to repair the Tennis Courts at a cost of \$42,650.00, the remaining items in the bid, the Basketball Courts in an amount of \$18,250.00 and the Deck Hockey Rink in an amount of \$20,250.00 will be requested to be repaired in the 2016 budget; and

WHEREAS, this contract shall commence upon receipt of a fully executed contract and shall expire one (1) year thereafter, the Tennis Courts repair must be completed within sixty (60) days of a fully executed contract, and the Basketball Courts and Deck Hockey Rink will be completed next year, if the requested funding is approved; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Court Order, Inc. for Outdoor Court Repair & Recoloring, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; be it

FURTHER RESOLVED, the source of funding shall be Capital Project Park Improvements G/L# C1-99-C608-00-6212-0000 in an amount not to exceed \$42,650.00, the source of

funding for 2016 shall be 2016 Capital Project Park Improvements, G/L codes to be established, in the amount of \$38,500.00.

Financial Impact:

The Source of funding shall be Capital Project Park Improvements G/L# C1-99-C608-00-6212-0000 in an amount not to exceed \$42,650.00, the source of funding for 2016 shall be 2016 Capital Project Park Improvements, G/L codes to be established, in the amount of \$38,500.00.

Ü Vote Record - Town Board Resolution RES-2015-846						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-847

Category: Agreements, Contracts, Leases
Sponsors: Councilman Bender, Councilwoman Fleming
Department: Central Purchasing and Contracts Compliance

Award and Authorize the Supervisor to Execute a Contract with Carter Melence, Inc. for Canoe Place Chapel

WHEREAS, on July 14, 2015, by Resolution No. 2015-704, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Restoration of the Canoe Place Chapel; and

WHEREAS, three (3) bids were received, opened and read aloud on August 5, 2015; and

WHEREAS, the bids were reviewed by the Community Preservation Manager and the Contracts Technician and it has been determined that Carter-Melence, Inc. is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Community Preservation Manager and the Contracts Technician that the contract should be awarded to Carter-Melence, Inc. In the amount of \$284,700; and

WHEREAS, the term of this contract shall commence upon a fully executed contract and shall expire one (1) year thereafter, unless terminated earlier by the Town. The Town reserves the right to extend the Contract for up to one (1) year upon agreement of the parties, if doing so would be in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Carter-Melence, Inc. for the Restoration of the Canoe Place Chapel, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; be it

FURTHER RESOLVED, The source of funding for this project shall be Capital Project Canoe Place Chapel Restoration GL# CF-99-C520-60-6220-000 in an amount not to exceed \$284,700.

Financial Impact:

The source of funding for this project shall be Capital Project Canoe Place Chapel Restoration GL# CF-99-C520-60-6220-000 in an amount not to exceed \$284,700.

Ü Vote Record - Town Board Resolution RES-2015-847						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-848

Category: Budget & Finance
Sponsors: Supervisor Anna Throne-Holst
Department: Supervisor

Adopt 2016 Budget Process Schedule

WHEREAS, as the 2016 fiscal year approaches, the Town Board of the Town of Southampton is charged with preparing an annual budget for the Town, pursuant to Town Law Article 8; and

WHEREAS, indeed, Town Law dictates particular time frames within which the Town Board must act on certain aspects of the budget process; and

WHEREAS, to that end, Town Law Articles 12 and 12-A dictate the process by which the Town Board must consider any proposed increases in the maximum amount to be expended annually in the Town's special district budgets; and

WHEREAS, in an effort to make the budget process more transparent and participatory, to allow for earlier input from the Town Councilpersons for comment and suggested revisions, and to allow the public to have more of a voice in the budget process, the 2016 budget timeline allows time for suggested revisions to the Supervisor's Tentative and Preliminary Budget; now therefore be it

RESOLVED that, pursuant to the statutory criteria in New York State Town Law Articles 8 as well as 12 and 12-A, the Town Board of the Town of Southampton hereby adopts the following timeline for the 2016 Budget process and Special District expenditures:

By September 30, 2015

Supervisor files Tentative Budget in the Town Clerk's Office (TL §106(2)).

Town Clerk presents Tentative Budget to the Town Board at either a regular or a Special Town Board Meeting (TL §106(3)).

Thursday, October 8, 2015

At a Special Meeting, consider amendments to Tentative Budget, then convert the Tentative Budget to the Preliminary Budget and schedule a public hearing on the Preliminary Budget for October 27, 2015 (TL §§106(4) and 108).

- Requires 5 days notice in the newspaper.

Thursday, October 15, 2015

Town Board Work Session to discuss Preliminary Budget with Department Heads and related personnel, as needed.

Thursday, October 22, 2015

Town Board Work Session to discuss Preliminary Budget with Department Heads and related personnel, as needed.

Tuesday, October 27, 2015

Public hearing on the 2016 Preliminary Budget (TL §108).

Tues., November 10, 2015

Public hearing to consider amendments to Preliminary Budget. Close public hearing.

- Public hearing may not be adjourned beyond November 15 (TL §108).

Friday, November 20, 2015

Adoption of the 2016 Operating Budget (TL §109) at the Town Board meeting scheduled for this date.

Special Districts Schedule

Thursday, October 8, 2015

Special Town Board meeting - schedule a public hearing on any increases proposed in the maximum amount to be expended annually in the Town's Special District budgets (TL §209-h(2)).

- Requires 10 days notice in the newspaper.

Tuesday, October 27, 2015

Public hearing on any proposed increases in the Town's Special District budgets.

Tues., November 10, 2015

Public hearing to consider amendments to budgets. Close public hearing.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-848						
			Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst		..	..	..	..
.. Adopted as Amended	Bradley Bender		..	..	..	..
.. Defeated	Christine Preston Scalera		..	..	..	..
.. Tabled	Bridget Fleming		..	..	..	..
.. Withdrawn	Stan Glinka		..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-849

Category: Budget & Finance
Sponsors: Supervisor Anna Throne-Holst
Department: Comptroller

Amend 2015 Adopted Budget for Building & Zoning Division Overtime

RESOLVED, as per the recommendation of Town Planning and Development Administrator, that the Town Board approve the following budget transfer for the purpose of funding additional overtime for expedited permit reviews; and be it further

RESOLVED, the 2015 Adopted Budget is amended accordingly and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

DESCRIPTION	FROM G/L	AMOUNT
Building - Permit Revenue	22-99-8029-22-2555-0000	\$16,205.00

DESCRIPTION	TO G/L	AMOUNT
Building - Overtime	22-99-8029-22-6101-0000	\$15,000.00
Building - FICA	22-99-8029-22-6830-0000	\$1,150.00
Building - MTA	22-99-8029-22-6835-0000	\$55.00

Financial Impact:

INCREASE Building - Permit Revenue G/L #22-99-8029-22-2555-0000 - \$16,205.00

INCREASE Building - Overtime G/L #22-99-8029-22-6101-0000 - \$15,000.00

INCREASE Building - FICA G/L #22-99-8029-22-6830-0000 - \$1,150.00

INCREASE Building - MTA G/L #22-99-8029-22-6835-0000 - \$55.00

Ü Vote Record - Town Board Resolution RES-2015-849						
			Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst		..	..	..	..
.. Adopted as Amended	Bradley Bender		..	..	..	..
.. Defeated	Christine Preston Scalera		..	..	..	..
.. Tabled	Bridget Fleming		..	..	..	..
.. Withdrawn	Stan Glinka		..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-850

Category: Budget & Finance
Sponsors: Supervisor Anna Throne-Holst
Department: Comptroller

Amend 2015 Adopted Budget for the Town Clerk

RESOLVED, as per the recommendation of the Town Clerk, that the Town Board approve the following budget amendment for the purpose of receiving a grant award; and be it further

RESOLVED, the 2015 Adopted Budget is amended accordingly and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

DESCRIPTION	INCREASE G/L	AMOUNT
Town Clerk - Misc Revenue	01-99-1410-01-2770-0000	\$3,750.00

DESCRIPTION	TO G/L	AMOUNT
Town Clerk - Other	01-99-1410-01-6420-0000	\$3,750.00

Financial Impact:

INCREASE Town Clerk - Misc Revenue G/L #01-99-1410-01-2770-0000 - \$3,750.00

INCREASE Town Clerk - Other G/L #01-99-1410-01-6420-0000 - \$3,750.00

ü Vote Record - Town Board Resolution RES-2015-850						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-851

Category: Budget & Finance
Sponsors: Supervisor Anna Throne-Holst
Department: Comptroller

Amend 2015 Capital Budget for Capital Project Animal Shelter HVAC

WHEREAS, the 2015-2019 Capital Program was adopted per Resolution 2014-1197 by the Town Board, as amended, on November 20, 2014; and

WHEREAS, it contains Capital Project FM 12.2 Animal Shelter HVAC with a 2015 Amended Budget of \$273,675; and

WHEREAS, after completion of the engineering and design, more work is needed than originally anticipated; and

WHEREAS, the original total project budget was estimated at \$650,000 and that needs to be revised to \$1,200,000; and

WHEREAS, Bond Resolution 2014-1284, adopted on December 9, 2014 authorized a bond in the amount \$650,000 and of that \$250,000 was borrowed in 2015; and

WHEREAS, it is the recommendation of the Town Comptroller to and the Town Engineer to authorize a General Fund loan in the amount of \$300,000 to Capital Project FM 12.2 Animal Shelter HVAC so work may commence immediately on Phase 1, prior to the winter season; and

WHEREAS, the loan shall be repaid upon issuance \$300,000 from adopted Bond Resolution 2014-1284 and subsequent funding for Phase II is contingent on the adoption of the 2016 Capital Budget; and

WHEREAS, the Capital Projects Review Committee met on Wednesday, August 19, 2015 in accordance with Chapter 10-5, Amendment to Capital Program, to review and evaluate proposed amendments to the approved 2015 Capital Project, FM 12.2 Animal Shelter HVAC and the Committee approved the amendment to this capital project and recommends modifying the method of financing accordingly; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby amends the 2015-2019 Capital Program and 2015 Capital Budget for Capital Project Animal Shelter HVAC and increases the total estimated budget from \$650,000 to \$1,200,000 and amends the 2015 Amended Capital Budget from \$273,675 to \$573,675 to be funded from a General Fund loan to the Capital Fund to be repaid upon the issuance of \$300,000 from adopted Bond Resolution 2014-1284; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

INCREASE 2015 Capital Budget - \$300,000.00

INCREASE Animal Shelter HVAC G/L #C1-99-C305-00-6220-0000 - \$300,000.00

Authorize General Fund Loan to the Capital Fund - Capital Project Animal Shelter HVAC in the amount of \$300,000.00

ü Vote Record - Town Board Resolution RES-2015-851						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-852

Category: Committees & Advisory Boards
Sponsors: Councilman Bradley Bender
Department: Human Services

2015 Youth Board Appointments

RESOLVED, that the following individuals are hereby approved for appointment to the Southampton Town Youth Board with terms as described:

Re-appointed for a 2-year term, expiring August of 2017.

Melissa Benjamin
Virginia Bennett
Kristin Doulos
Lolita Michener
Lorena Strunk

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-852						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-853

Category: Legal Actions
Sponsors: Supervisor Anna Throne-Holst
Department: Town Attorney

Additional Funds Stephen O'Brien, Esq. - Index #20909/13

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes additional funds for Stephen O'Brien, Esq., of counsel to the Town Attorney, as it relates to the matter of Long Island Power Authority v. Town of Southampton, filed in the Supreme Court of Suffolk County, Index No. 20909/13, not to exceed \$10,000.00. The source of funding shall be Town Attorney Legal Fees G/L No. 01-99-1420-01-6430-0000.

Financial Impact:

The source of funding shall be Town Attorney - Legal Fees G/L No. 01-99-1420-01-6430-0000 at a cost not to exceed \$10,000.00

Ü Vote Record - Town Board Resolution RES-2015-853						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-854

Category: Local Laws
Sponsors: Councilman Stan Glinka
Department: Town Attorney

**Resolution of Adoption Authorizing a Stop Sign on Andreassi Way, also known as
 SYS Drive, at its Intersection with Major's Path, North Sea**

WHEREAS, the Town Board is considering amending Chapter 312-11 (Vehicles & Traffic), to authorize a Stop sign on Andreassi Way; and

WHEREAS, a public hearing was held on August 25 at 6:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton New York, at which time any and all persons either for or against said enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 312 is a "Type II Action" under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York Environmental Conservation Law, Article 8, is necessary; now therefore be it

RESOLVED, that Local Law No. of 2015 is hereby adopted as follows:

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Chapter 312 of the Code of the Town of Southampton to authorize the installation of a Stop sign on Andreassi Way at its intersection with Major's Path.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

This is the driveway which services the SYS property. Dunn Engineering recommended the installation of a Stop sign at this 'T' intersection as Major's Path is considered a significant through road with moderate volumes and the appropriate measure is to have stop control on the lower volume intersecting road.

SECTION 2. Amendment.

Chapter 312-11:C of the Southampton Town Code is hereby amended by deleting the stricken words and adding the underlined words as follows:

Intersection of	Stop sign on	Entrance from
<u>Major's Path</u>	<u>Andreassi Way</u>	<u>East</u>

SECTION 3. Authority.

The Town Board may adopt local laws providing for the regulation of traffic control pursuant to State Town Law 130 and State Vehicle & Traffic Law 1660.

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provisions so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This local law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing:

NOTICE OF ADOPTION

PLEASE TAKE NOTICE that AFTER a public hearing was held by the Town Board of the Town of Southampton on August 25, 2015 at 6:00 p.m. at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, the Town Board at their meeting of August 25, 2015 adopted "A LOCAL LAW authorizing a Stop sign on Andreassi Way at its intersection with Major's Path, North Sea."

Summary of Proposed Law

This legislation authorizes a Stop sign on Andreassi Way, also known as SYS Drive, at its intersection with Major's Path in the hamlet of North Sea.

Copies of this local law, sponsored by Councilman Glinka, are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-854						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-855

Category: Miscellaneous
Sponsors: Councilwoman Scalera, Councilman Glinka
Department: Town Clerk

Authorization of Road Closures and Cost Reimbursement Waiver for "San Gennaro Feast of the Hamptons" on October 3 and 4, 2015 from 10:00 A.M. to 10:00 P.M.

and "San Gennaro Feast of the Hamptons" Parade on October 3, 2015 from 10:00 A.M. to 12:00 P.M.

WHEREAS, the "San Gennaro Feast of the Hamptons" has been approved by the Chief Fire Marshal for a Special Event Permit to be held October 3 and 4, 2015 from 10:00 a.m. to 10:00 p.m. on Good Ground Road, Hampton Bays, New York, 69 West Montauk Highway Hampton Bays (900-224-1-19.1) and staging at the Hampton Bays Water District, 18 C Ponquogue Avenue, Hampton Bays, New York (SCTM# 900-224-2-36.1) and 18 Ponquogue Avenue, Hampton Bays, New York (SCTM#900-224-2-45.1). There are no rain dates. Road closure is to begin on October 2 at 9:00 p.m. and continue until 12:01 a.m. on October 5, 2015. Set up is not to begin prior to 9:00 p.m. on October 2, 2015. Clean up to be completed by 12:01 a.m. on October 5, 2015; and

WHEREAS, the "San Gennaro Feast of the Hamptons" Parade has been approved by the Chief of Police for a Parade Permit to be held October 3, 2015 from 10:00 a.m. to 12:00 p.m. in Hampton Bays beginning and ending at the Hampton Bays Water District on Ponquogue Avenue, Hampton Bays; and

WHEREAS, the Southampton Town Police Department has issued reports dated July 31, 2015 and February 11, 2015 regarding both events and also issued Financial Impact Statements for police services impacting GL #02-99-3120-02-6100-0000, GL #02-99-3120-02-6101-0000 and GL #02-99-3120-02-6105-0000. Police and Traffic Control Officers will be available during the two hour parade and fifty-nine hour special event; and

WHEREAS, the San Gennaro Feast of the Hamptons Committee, has submitted a request for a waiver for the Police and Highway Department cost reimbursements to the Southampton Town Board, pursuant to 283-3B of the Town Code; and

WHEREAS, the event is open to the public and held on public property; now therefore be it

RESOLVED, that the Town Board hereby approves the road closures submitted by the Southampton Town Police Department for the "San Gennaro Feast of the Hamptons" Parade to be held on October 3, 2015, from 10:00 a.m. to 12:00 p.m. beginning at the Hampton Bays Water District and ending at Springville Road and Good Ground Road in Hampton Bays and the "San Gennaro Feast of the Hamptons" on October 3 and 4, 2015, from 10:00 a.m. to 10:00 p.m. on Good Ground Road in Hampton Bays as listed below, pursuant to 283-4A:

1. Ponquogue Avenue will be closed to vehicular traffic from Lynnclyff Avenue to Montauk Highway from 10:00 a.m. to 12:00 p.m. on October 3, 2015; and
2. Montauk Highway will be closed to vehicular traffic from Bittersweet South Ext. to Flanders Road from 10:00 a.m. to 12:00 p.m. on October 3, 2015; and
3. Springville Road will be closed to vehicular traffic from Shore Road to Montauk Highway from 10:00 a.m. to 12:00 p.m. on October 3, 2015; and
4. Squiretown Road will be closed to vehicular traffic from Old Riverhead Road to Montauk Highway from 10:00 a.m. to 12:00 p.m. on October 3, 2015; and
5. On Friday, October 2, 2015 at 9:00 p.m. until Monday, October 5, 2015 at 12:01 a.m., Good Ground Road in Hampton Bays will be restricted to vehicular traffic for the festival vendors, those exiting from 7-Eleven, and those entering/exiting Good Ground Apartments; and be it further

RESOLVED, that the Town Board hereby authorizes the use of Town owned property known as Good Ground Road for the event as referenced in the Special Event application, subject to the conditions contained in the Special Event permit; and

RESOLVED, that the Town Board hereby authorizes the use of Town owned property (SCTM #900-224-2-36.1 and 224-2-45.1) for the event as referenced in the Parade application, subject to the conditions contained in the Parade permit; and BE IT FURTHER

RESOLVED, that the Town Board hereby approves the waiver of the estimated costs as requested by the San Gennaro Feast of the Hamptons Committee.

Financial Impact:

The source of funding is Police Department – Salaries G/L #02-99-3120-02-6100-0000 \$1,258.00, Town Police - Overtime G/L #02-99-3120-02-6101-0000 \$13,600.00 and Town Police - Part Time Salaries G/L #02-99-3120-02-6105-0000 \$2,800.00 for a total estimated amount not to exceed \$17,658.00 for the two day festival.

The source of funding is Police Department – Part Time Salaries G/L #02-99-3120-02-6105-0000 \$1,400.00 and Town Police - Overtime G/L #02-99-3120-02-6101-0000 \$2,100.00 for a total estimated amount not to exceed \$3,500.00 for the Parade.

The source of funding is Highway Department G/L to be determined by Town Comptroller.

Ü Vote Record - Town Board Resolution RES-2015-855						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-856

Category: Miscellaneous
Sponsors: Councilwoman Scalera, Councilman Glinka
Department: Town Clerk

Authorization of the Use of Town Owned Property for "Rocky Horror Picture Show Dinner Dance" on September 12-13, 2015 from 5:00 P.M. to 2:00 A.M.

WHEREAS, the Hampton Bays Volunteer Ambulance Corp. "Rocky Horror Picture Show Dinner Dance" has been approved by the Chief Fire Marshal for a Special Event Permit to benefit the local volunteer ambulance corporation to be held September 12-13, 2015 from 5:00 p.m. to 2:00 a.m. (Rain Date September 19, 2015) at 18 C Ponquogue Avenue, Hampton Bays (SCTM # 900-224-2-35.2) and parking at Hampton Bays Water District property landlocked off 18 Ponquogue Avenue, Hampton Bays (SCTM # 900-224-2-36.1); and

WHEREAS, the aforementioned parcels are currently owned by the Town of Southampton; now therefore be it

RESOLVED, that the Town Board hereby authorizes the use of Town owned property at 18 C Ponquogue Avenue, Hampton Bays (SCTM # 900-224-2-35.2) with parking on Hampton Bays Water District property landlocked off 18 Ponquogue Avenue, Hampton Bays (SCTM #

900-224-2-36.1) for the event as referenced in the Special Event application, subject to the conditions contained in the Special Event permit.

Financial Impact:

None.

Ü Vote Record - Town Board Resolution RES-2015-856						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-857

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

2015 Part-Time Salaries

WHEREAS, the Town of Southampton 2015 Final Adopted Budget includes salaries for part-time employees; now therefore, be it

RESOLVED that the Town Board of the Town of Southampton hereby sets the hourly rate of the following part-time employees effective August 1, 2015 through December 31, 2015;

<u>Name</u>	<u>Title</u>	<u>GL Code</u>	<u>Hourly Rate</u>
Sarah Cope	Recreation Aide	7021	\$10.00
Ryan Reep	Lifeguard	7180	\$11.74
Kevin Lanwes	Lifeguard	7180	\$11.74
Bruce Hubbard	Heavy Equipment Operator	8160	\$20.00
Kaity Arenz	Assistant Recreation Leader	6119	\$14.50

Financial Impact:

None, as provided in 2015 Budget

Ü Vote Record - Town Board Resolution RES-2015-857						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-858

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

**Accept Resignation of Diego Borrero, Ordinance Inspector (Spanish Speaking),
Code Enforcement**

BE IT RESOLVED, the Town Board hereby accepts the resignation of Diego Borrero, Ordinance Inspector (Spanish Speaking) in the Code Enforcement Division, effective at close of business on August 31, 2015; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

To be determined by Comptroller.

Ü Vote Record - Town Board Resolution RES-2015-858						
			Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst		..	..	..	..
.. Adopted as Amended						
.. Defeated	Bradley Bender		..	..	..	..
.. Tabled	Christine Preston Scalera		..	..	..	..
.. Withdrawn	Bridget Fleming		..	..	..	..
.. Failed To Move	Stan Glinka		..	..	..	..

Town Board Resolution 2015-859

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Accept Resignation of Robert Merrihew, Confidential Secretary, Town Clerk's Office

BE IT RESOLVED, the Town Board hereby accepts the resignation of Robert Merrihew, Confidential Secretary in the Town Clerk's office, effective close of business September 4, 2015; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

To be determined by the Town Comptroller.

Ü Vote Record - Town Board Resolution RES-2015-859						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-860

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Police Officer Carl Schottenhamel to Temporary Sergeant in Southampton Town Police Department

WHEREAS, the Southampton Town Police Department currently has a Police Sergeant out of work for an undetermined period of time due to a medical reason which leaves the Department with inadequate staffing levels; therefore be it

RESOLVED, based on the recommendation of the Chief of Police, Police Officer Carl Schottenhamel be and hereby is appointed on a temporary basis to the rank of Sergeant in the Southampton Town Police Department at an annual salary of \$130,187.81 effective on August 26, 2015 for a period not to exceed 90 days; and be it further

RESOLVED, this position is budgeted for and will be funded through the Police Department Cost Center #3120 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

To be determined by Comptroller.

Ü Vote Record - Town Board Resolution RES-2015-860						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-861

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

Appoint Police Officers - Academy

BE IT RESOLVED, based on the recommendation of the Chief of Police, the following individuals be and hereby are appointed to the full time position of Police Officer in the Southampton Town Police Department from the Suffolk County Department of Civil Service

Certification of Eligibles No. 15EL256, effective September 14, 2015, at the annual academy salary of \$51,664.53:

Jack Spaulding
Thomas Spaulding

AND BE IT RESOLVED, that this appointment is pending successful completion of all required background checks and successful completion of the academy; and be it further

RESOLVED, this position will be funded through the Police Department Cost Center #3120 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None, funding available from existing vacancies.

Ü Vote Record - Town Board Resolution RES-2015-861						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-862

Category: Personnel
Sponsors: Fleming, Glinka, Throne-Holst
Department: Justice Court

Authorize Chief Clerk of Justice Court to Attend the NYS Magistrates Association & NYS Association of Magistrates Court Clerks Inc. Annual Conference

WHEREAS, the Association of Towns of the State of New York is holding an annual meeting in Niagara Falls, New York; and

WHEREAS, this is an educational opportunity for Town Officials; and

WHEREAS, Chief Clerk Deborah Brathwaite will be attending this meeting in Niagara Falls, New York from September 26th through September 30th, 2015; and

WHEREAS, it is the Town of Southampton's practice to reimburse Town Officials who attend the Association of Towns annual meetings for registration fees, travel, food, and lodging; be it

RESOLVED, the Town Board authorizes reimbursement to the Chief Clerk of the Justice Court for approved expenses not to exceed \$2,000.00; and be it further,

RESOLVED, the source of funding shall be Justice Court - Travel G/L #01-22-1110-20-6416-0000 in an amount not to exceed \$2,000.00

Financial Impact:

The source of funding shall be Justice Court - Travel G/L #01-22-1110-20-6416-0000 in an amount not to exceed \$2,000.00

Ü Vote Record - Town Board Resolution RES-2015-862						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-863

Category: Personnel
Sponsors: Supervisor Anna Throne-Holst
Department: Personnel

**Create Maintenance Mechanic II Position in Parks & Recreation Department and
Appoint James Chism**

WHEREAS, a Classification questionnaire describing the job duties performed by James Chism, Maintenance Mechanic I in the Parks and Recreation Department was reviewed by the Suffolk County Department of Civil Service and it was determined by Civil Service that the duties being performed were those of a Maintenance Mechanic II, and the position should be reclassified as a Maintenance Mechanic II; now, therefore, be it

RESOLVED, based on the direction of the Department of Civil Service and the concurrence of the Superintendent of Recreation, a position of Maintenance Mechanic II be and hereby is created in the Parks & Recreation Department, 40 hours, Grade D, effective September 1, 2015; and be it

RESOLVED, the position of Maintenance Mechanic I be and hereby is abolished in the Parks & Recreation Department, effective September 1, 2015; and be it

RESOLVED, that James Chism be and here by is appointed to the position of Maintenance Mechanic II in the Parks & Recreation Department, 40 hours, Grade D, effective September 1, 2015; and be it further

RESOLVED, this position is budgeted for and will be funded through the Parks & Recreation Cost Center #7180 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

Financial Impact:

None, funding available from existing vacancy.

Ü Vote Record - Town Board Resolution RES-2015-863						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-864

Category: Public Hearings
Sponsors: Councilwoman Christine Preston Scalera
Department: Town Attorney

Notice of Public Hearing to Consider Accepting a Deed of Dedication for a Drainage Basin, an Agricultural Easement and a Drainage Easement in Connection with the Subdivision Map of River Circle Farms, Water Mill

BE IT RESOLVED that the Town Board hereby directs that a public hearing shall be held on September 8, 2015 at 6:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against the acceptance of a deed of dedication for a recharge basin, an agricultural easement and a drainage easement in connection with the Subdivision Map of River Circle Farm, approved by the Town of Southampton Planning Board by resolution adopted October 9, 2014; and be it further

RESOLVED, that the Town Clerk is hereby authorized to publish the following NOTICE OF PUBLIC HEARING:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing shall be held by the Town Board of the Town of Southampton on **September 8, 2015 at 6:00 p.m.** at the Southampton Town Hall, 116 Hampton Road, Southampton, New York to hear any and all persons either for or against the acceptance of an open space deed of dedication for a drainage basin totaling approximately 61,935 square feet, the acceptance of an agricultural easement totaling approximately 84,000 square feet, and the acceptance of a drainage easement, all located in Water Mill, in connection with the Subdivision Map of River Circle Farm SCTM No. 900-100-3-2 approved by the Town of Southampton Planning Board by resolution adopted October 9, 2014, pursuant to Section 247 of the General Municipal Law of the State of New York.

BY ORDER OF THE TOWN BOARD
 TOWN OF SOUTHAMPTON, NEW YORK
 SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-864						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-865

Category: Public Hearings
Sponsors: Councilman Bradley Bender
Department: Town Attorney

Notice of Public Hearing to Consider Amending Town Code Section 8-6.1 (Appropriation of Justice Court Fees to Town-Wide Blight Mitigation) Permitting Funds from the Town-Wide Blight Mitigation Reserve Account to be Used on Properties Owned by Other Government Agencies/Municipalities within the Unincorporated Areas of Southampton

RESOLVED, that the Southampton Town Board hereby directs that a public hearing shall be held on September 8, 2015 at 6:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW amending Town Code Chapter 8 (Budget), section, 8-6.1 (Appropriation of Justice Court Fees to Town-Wide Blight Mitigation) permitting funds from the Town-wide Blight Mitigation Reserve Account to be used on all municipally owned properties within the unincorporated areas of Southampton Town," which provides as follows:

LOCAL LAW NO. ____ OF 2015

A LOCAL LAW amending Chapter 8 (Budget), Section 8-6.1 (Appropriation of Justice Court fees to Town-wide blight mitigation) permitting use of the Town-wide Blight Mitigation Fund on all municipally owned properties within the unincorporated areas of Southampton Town.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

SECTION 1. Legislative Intent.

Southampton's character has long been defined by its natural beauty. Garbage, unsightly debris and other forms of blight detract from our scenic beauty and pose significant threats to health and safety. The Town-wide Blight Mitigation Fund was established to remedy blight throughout the Town and is funded not through tax payer dollars but through fines and fees generated from those who violate the law. Currently the fund may only be used (1) to clean town-owned properties and rights of way and, (2) for actions taken pursuant to Chapter 168 of the Southampton Town Code. This amendment seeks to expand the permitted use of the fund to include those properties within the unincorporated areas of the town that are owned by other municipalities/government agencies as these properties are publicly held, make up substantial, highly visible portions of our community and many of them currently suffer from significant blight.

SECTION 2. Amendment.

Southampton Town Code Chapter 8 (Budget), Section 8-6.1 (Appropriation of Justice Court Fees to Town-wide blight mitigation) is hereby amended by deleting the stricken words and adding the underlined words as follows:

C. Monies in this account may be appropriated for the following reasons:

- (1) To prevent and remedy damage and/or disrepair on Town-owned properties and rights-of-way, except those properties obtained through use of the Community Preservation Fund. Nothing herein shall preclude the use of such monies to prevent and remedy damage and/or disrepair on properties within the unincorporated areas of the Town which are owned by government agencies and/or municipalities other than the Town of Southampton, provided the agency and/or municipality owning the property consents to such use thereon.
- (2) To subsidize the removal and/or demolition of an unsafe condition pursuant to Chapter 128 of this Code. Should funds from the Blight Mitigation Fund be used in this manner, such expenditures shall be recovered by the fund in a manner consistent with § 128-9 of this Code. Upon such recovery of funds, the Comptroller is directed to immediately deposit said funds into the Town-wide Blight Mitigation Fund.

SECTION 3. Authority.

The proposed local law is enacted pursuant to Municipal Home Rule Law Section 10(1)(ii)(a) (11) and (12) and Section 10(1)(ii)(a)(14).

SECTION 4. Severability.

If any section or subsection, paragraph, clause, phrase or provision of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part hereof other than the part or provision so adjudged to be invalid or unconstitutional.

SECTION 5. Effective Date.

This Local Law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Adoption:

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held on **September 8, 2015 at 6:00 p.m.** at Southampton Town Hall, 116 Hampton Road, Southampton, New York 11968, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW amending Chapter 8 (Budget), Section 8-6.1 (Appropriation of Justice Court fees to Town-wide blight mitigation) permitting use of the Town-wide Blight Mitigation Fund on all municipally owned properties within the unincorporated areas of Southampton Town."

Summary of Proposed Law

Garbage, unsightly debris and other forms of blight detract from Southampton's scenic beauty and pose significant concerns on matters of health and safety. The Town-wide Blight Mitigation Fund was established to remedy blight throughout the Town and is funded not through tax payer dollars but through fines and fees generated from those who violate the law. This amendment seeks to expand permitted use of the fund to include those publicly held properties within the unincorporated areas of the Town that are owned by other municipalities/ government agencies as these properties make up substantial, highly visible portions of our community and many of them currently suffer from such blight.

Copies of the proposed local law, sponsored by Councilman Bradley Bender are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD
TOWN OF SOUTHAMPTON, NEW YORK
SUNDY A. SCHERMEYER, TOWN CLERK

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-865						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-866

Category: SEQRA
Sponsors: Throne-Holst, Scalera, Bender
Department: Long Range Planning

Accept Draft Riverside Revitalization Action Plan (RRAP) as Complete for Purpose of Commencing SEQRA Review and Coordinate Lead Agency

WHEREAS, the Town of Southampton is currently engaged in the preparation of a Brownfield Opportunity Area Program (BOA) Step 2 Nomination Strategy and Revitalization Plan for the Hamlet of Riverside; and

WHEREAS, as part of the BOA the Town has entered into a Master Developer Agreement ("MDA") with Renaissance Downtowns that required Renaissance to work with the Town and the community to create the Riverside Revitalization Action Plan (RRAP) in order to restore this area to a vibrant community containing a mix of residential and commercial uses; and

WHEREAS, Renaissance Downtowns has submitted a final draft of the Riverside Revitalization Action Plan (RRAP) that is intended as a guide to implement long-standing Town planning initiatives and community efforts to revitalize the Hamlet of Riverside; and

WHEREAS, in order to implement the recommendations of the RRAP, the Town Board will consider the adoption of an optional overlay zone; and

WHEREAS, the project has been identified as a Type I Action, pursuant to SEQRA regulations

at 6 NYCRR §617.4; and

WHEREAS, the Town Board is conducting coordinated review pursuant to §617.6(b)(3); and

WHEREAS, the following are determined to be involved agencies:

1. Suffolk County Department of Public Works
Attn: Daniel Dresch Jr., Director of Traffic Safety
335 Yaphank Avenue
Yaphank, New York 11980
2. Suffolk County Department of Health Services
Suffolk County Sewer Agency
Attn: Gilbert Anderson, P.E., Commissioner of Public Works and Sewer Agency Chair
335 Yaphank Avenue
Yaphank, New York 11980
3. Suffolk County Department of Health Services
Office of Wastewater Management
Attn: Walter Hilbert, P.E., Principal Public Health Engineer
360 Yaphank Avenue, Suite 2C
Yaphank, New York 11980
4. New York State Department of Environmental Conservation-Region 1
Division of Water
Attn: Mr. Tony Leung, Regional Water Manager
50 Circle Road
Stony Brook, New York 11790
5. New York State Department of Transportation, Region 10
Attn: Mr. Tariq Melik, Regional Permit Coordinator
250 Veterans Memorial Highway
Hauppauge, New York 11788
6. Central Pine Barrens Joint Planning & Policy Commission
624 Old Riverhead Road
Westhampton Beach, New York 11978

; and

WHEREAS, the following are determined to be interested agencies:

1. Riverhead Fire District
2. Town of Southampton Police
3. Riverhead School District
4. National Grid
5. Suffolk County Water Authority
6. Town of Southampton Department of Municipal Works
7. Town of Southampton Parks Department
8. Town of Southampton Planning Board
9. PSEG- Long Island
10. New York State Police
11. Flanders/Northampton Volunteer Ambulance
12. Flanders/Riverside/Northampton Citizens Advisory Committee

; now, therefore,

BE IT RESOLVED, that the Town Board accepts the draft RRAP as complete for the purpose of SEQRA review; and be it further

RESOLVED, the Town Board hereby directs the Town Clerk make a hard copy of the RRAP available in the Clerk's Office for review by any interested agency or individual and posted on the Town's website at www.southamptontownny.gov; and be it further

RESOLVED, the Town Board hereby directs the Town Clerk to forward the EAF Part One and RRAP document to all involved agencies for the purposes of determining Lead Agency for SEQRA review.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-866						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

Town Board Resolution 2015-867

Category: SEQRA
Sponsors: Councilwoman Bridget Fleming
Department: Long Range Planning

Southampton Water Protection Plan- Commence SEQRA, Coordinate Lead Agency

WHEREAS, the Town of Southampton has strived to protect itself from the loss of marine resources, diminution of open space areas, shoreline erosion and permanent adverse changes to ecological systems and loss of economic opportunities by enacting a number of effective regulatory tools to protect, preserve, and promote sustainability throughout the coastline; and

WHEREAS, the Town Board's countless efforts toward preservation and protection of its community continues to date with the current initiative to draft its own innovative Coastal Management Program ("Southampton Water Protection Plan") as provided for in Article 42 of the New York State Executive Law; and

WHEREAS, the Water Protection Plan provides a comprehensive framework that provides long-term guidance for preservation, use, and development of the Town's waterfronts and harbors to include revitalization of its fisheries and traditional maritime industries, increasing recreational opportunities, promotion of environmentally sensitive development and eco-tourism, preservation and enhancement of boating and maritime activities, continued support of aquaculture and clean water initiatives, and fostering the viability of water dependent and water-enhanced businesses, all of which will increase economic prosperity and improve the quality of life for residents as well as Southampton's second-home and tourist industries; and

WHEREAS, the Water Protection Plan includes a series of policies that have been drafted to retain autonomous home rule pursuant to New York State Town Law, by aligning with and expanding the goals and objectives of the Comprehensive Plan along with an organizational program that embeds the local coastal consistency review process into current permitting procedures thereby ensuring cooperation and consensus from all government agencies involved in regulating and managing the Town's waterfront; and

WHEREAS, the adoption of the Water Protection Plan is a Type I Action pursuant to the State Environmental Quality Review, and the regulating provisions of 6 NYCRR Part 617; and

WHEREAS, the New York State Department of State (NYSDOS) has been identified as an involved agency in terms of certification of the plan; now, therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby commences SEQRA and directs the Town Clerk to send this Resolution to coordinate lead agency status with the Division of Coastal Resources New York Department of State, Suite 1010 One Commerce Place, 99 Washington Avenue Albany, New York 12231-0001.

Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-867						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move						

VII. Closing